1	IOCEDILD DIICCONIELLO CCDN 44222	
1	JOSEPH P. RUSSONIELLO, CSBN 44332 United States Attorney	
2		
	Assistant United States Attorney	
3	Chief, Civil Division	
4	ILA C. DEISS, NY SBN 3052909 Assistant United States Attorney	
7	450 Golden Gate Avenue, Box 36055	
5	San Francisco, California 94102	
	Telephone: (415) 436-7124	
6	Fax: (415) 436-7169	
7	Email: ila.deiss@usdoj.gov	
,	TONY WEST	
8	Assistant Attorney General, Civil Division	
•	DAVID J. KLINE	
9	Director JOSHUA E.T. BRAUNSTEIN	
10	Assistant Director	
	LANA VAHAB (DC 976203)	
11		
12	Office of Immigration Litigation Civil Division, Justice Department	
12	P.O. Box 878, Ben Franklin Station	
13		
1 4	Tel: (202) 532-4067	
14	Fax: (202) 305-7000 Email: lana.vahab@usdoj.gov	
15	Eman. Idna. vanao (a) disdo j. go v	
	Attorneys for the United States	
16	UNITED STATES DISTRICT COURT	
17	ONTED STATES DISTRICT COURT	
	NORTHERN DISTRICT OF CALIFORNIA	
18	SAN FRANCISCO DIVISION	
19	SAN FRANCISCO DIVISION	
	LEMAR SANTANA NASIR,)
20	D1 :) No. C 10-0656 EMC
21	Plaintiff,	
41	V.	
22) PARTIES' JOINT REQUEST TO BE
22	JANET NAPOLITANO, Secretary of the) EXEMPT FROM FORMAL ADR
23	Department of Homeland Security; ALEJANDRO MAYORKAS, Director of the) PROCESS; AND [PROPOSED] ORDER
24	Department of Homeland Security, United	/
	States Citizenship and Immigration Services,	Ó
25	Defendents	
26	Defendants.	<i>)</i>)
27	Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute	
28	Resolution Procedures in the Northern District of California," or the specified portions of the ADR	
	Request for ADR Exemption	
	C 10-0656 EMC	

Case 3:10-cv-00656-EMC Document 13 Filed 05/11/10 Page 2 of 3

Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution 2 options provided by the court and private entities, and considered whether this case might benefit from any of them. 3 4 Here, the parties agree that referral to a formal ADR process will not be beneficial because this 5 action is limited to Plaintiff's request that this Court issue a declaratory judgment recognizing his derivative United States citizenship and ordering the issuance of a certificate of citizenship. Given the substance of the action and the lack of any potential middle ground, ADR will only serve to 7 8 multiply the proceedings and unnecessarily tax court resources. 9 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the ADR Multi-Option Program and that they be excused from participating in the ADR phone 11 conference and any further formal ADR process. If any party subsequently determines that submission to the formal ADR process would be beneficial to the efficient resolution of this 12 13 matter, the parties agree to submit to the Court's ADR program at that time. 14 Dated: May 5, 2010 Respectfully submitted, 15 JOSEPH P. RUSSONIELLO 16 United States Attorney 17 $/_{\rm S}/$ 18 ILA C. DEISS Assistant United States Attorney 19 LANA VAHAB Trial Attorney 20 Attorneys for Defendants 21 22 Dated: May , 2010 JASON H. LEE 23 Attorney for Plaintiff 24 25 26 27

Request for ADR Exemption C 10-0656 EMC

28

ORDER

Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR Multi-Option Program and are excused from participating in the ADR phone conference and any further formal ADR process. Should any party subsequently determine that submission to the formal ADR process would be beneficial to the efficient resolution of this matter, that party may request placement in one of the Court's ADR programs at that time.

SO ORDERED.

Dated: May 11, 2010

